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PATENT & TRADEMARK ATTORNEYS

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**FEB 26 2007**

FACSIMILE TRANSMITTAL SHEET

<b>TO:</b> U.S. Patent and Trademark Office	<b>FROM:</b> Christopher A. Brown
<b>FAX NUMBER:</b> 571.273.8300	<b>DATE:</b> February 26, 2007
<b>YOUR REFERENCE NUMBER:</b> Serial No.: 10/788,866 Inventor: Fred J. Molz Filing Date: Feb. 27, 2004 Examiner/Group Art: 3733	<b>TOTAL NO. OF PAGES INCLUDING COVER:</b> 15  <b>SENDER'S REFERENCE NUMBER:</b> 4002-3434/PC834.00  <b>RE:</b> Radiopaque Coaxial Orthopedic Tether Design and Method

☐ URGENT   
 ☒ FOR REVIEW   
 ☐ PLEASE COMMENT   
 ☐ PLEASE REPLY   
 ☐ PLEASE RECYCLE

NOTES/COMMENTS:

**Attached please find:**

<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Credit Card Form PTO-2038 <input checked="" type="checkbox"/> Amendment/Reply <input checked="" type="checkbox"/> Response to Non-final Office Action <input type="checkbox"/> After final <input type="checkbox"/> With affidavits/declarations <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Terminal Disclaimer	<input type="checkbox"/> Response to Missing Parts/Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53 <input type="checkbox"/> Declaration <input type="checkbox"/> Copy of Formalities Letter <input type="checkbox"/> Drawings <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> CD, Number of CD(s) <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address	<input type="checkbox"/> Request for Refund <input type="checkbox"/> After Allowance communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input type="checkbox"/> Other Enclosure(s) (please identify below):    
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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re patent application of:	)	
Fred J. Molz et al.	)	Before the Examiner
	)	REIMERS, Annette
Serial No.: 10/788,866	)	
	)	Group Art Unit 3733
Filed: February 27, 2004	)	
	)	Our Ref.: 4002-3434/PC834.00
RADIOPAQUE COAXIAL ORTHOPEDIC	)	
TETHER DESIGN AND METHOD	)	Monday, February 26, 2007

RESPONSE TO NON-FINAL OFFICE ACTION

Commissioner for Patents  
Mail Stop Amendment  
P. O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

In response to the Office Action in this case dated November 24, 2006, please consider the following. No fees or extensions are believed to be due for consideration of this paper, but if any fees are deemed due, or if any extensions of time are deemed to be necessary, please provide such extensions and charge any such fees to Deposit Account No. 23-3030, but not to include issue fees.

- ☐ I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date indicated below.
- ☒ I hereby certify that this correspondence is being facsimile transmitted to the United States Patent and Trademark Office, Fax No. (571) 273-8300 on the date indicated below.

Christopher A. Brown

Typed/printed name of person signing this certificate

Signature

Date

Monday, February 26, 2007

RESPONSE TO NON-FINAL OFFICE ACTION

Serial No. 10/788,866

Attorney Docket: 4002-3434/PC834.00

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